

**IN THE UNITED STATES DISTRICT COURT FOR  
FOR THE SOUTHERN DISTRICT OF ALABAMA  
SOUTHERN DIVISION**

**UNITED STATES OF AMERICA**

**VS.**

**ELROD DAVID MILLER,**

**Defendant.**

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**CR. NO. 02-00116-CG**

**ORDER**

This matter is before the court on the United States' Motion Filed Pursuant to F.R.C.P. 35, requesting reduction of sentence for substantial assistance in a criminal prosecution.

Upon due consideration and based on the grounds cited, the United States' motion is **GRANTED**. Therefore, it is **ORDERED** that defendant Elrod David Miller's sentence as set out in the judgment entered on July 15, 2003 (Doc. 153) hereby is amended, and his term of imprisonment as to Count 1 is reduced from eighty-four (84) months to sixty-six (66) months. All other terms and conditions of the sentence and judgment remain the same.

**DONE AND ORDERED** this 7<sup>th</sup> day of December, 2006.

/s/ Callie V. S. Granade  
CHIEF UNITED STATES DISTRICT JUDGE